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Attorneys for the Plaintiffs

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
JUAN HERNANDEZ IBARRA, )  
 )  
Defendant. )  
 )  
 )

No. CR 11-0467 EMC

**STIPULATION AND [PROPOSED]  
ORDER EXCLUDING TIME UNDER 18  
U.S.C. § 3161**

The defendant appeared before this Court on September 28, 2011. The defense requested that this matter be continued to October 26, 2011. The parties have agreed to exclude the period of time between September 28, 2011 to October 26, 2011, from any time limits applicable under 18 U.S.C. § 3161. Defense counsel represented that granting the exclusion would allow the reasonable time necessary for effective preparation. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that good cause exists, and that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A). At the hearing, the Court made findings consistent with this agreement.

1 SO STIPULATED:

2  
3 MELINDA HAAG  
United States Attorney

4  
5 DATED: October 24, 2011

/s/  
6 SUSAN PHAN  
Special Assistant U.S. Attorney

7  
8 DATED: October 24, 2011

/s/  
9 STEVEN KALAR  
Attorney for JUAN HERNANDEZ-IBARRA

1 [PROPOSED] ORDER

2 For the reasons stated above at the September 28, 2011 status conference, the Court finds  
3 that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from  
4 September 28 to October 26, 2011 is warranted and that good cause exists, and the ends of  
5 justice served by the continuance outweigh the best interests of the public and the defendant in a  
6 speedy trial. 18 U.S.C. §3161(h)(7)(A).

7  
8 IT IS SO ORDERED.

9  
10 DATED: October 27, 2011

11 EDWARD M. CHEN  
12 United States District Judge

